

(President Pro Tem. ad interim Dean in the chair.)

Senate Bill No. 3.

(Pending.)

Action recurred upon pending business, Senate Bill No. 3, and the Chair laid the same before the Senate on second reading, the question being upon the engrossment of the bill.

On motion of Senator Lattimore, the bill was laid on the table subject to call.

Adjournment.

At 4:35 o'clock p. m. the Senate, on motion of Senator Hudspeth, adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Committee Report.

Committee Room,
Austin, Texas, Aug. 8, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Finance, to whom was referred

S. B. No. 3, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of the University of Texas, including the Medical Branch at Galveston, Texas, and other expenses of maintaining and conducting the same for the two fiscal years beginning September 1, 1917, and ending August 31, 1919; repealing all laws or parts of laws in conflict herewith or covering the subject matter in whole or in part hereof; and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

HUDSPETH, Chairman.

SIXTH DAY.

Senate Chamber,
Austin, Texas,
Thursday, August 9, 1917.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and

was called to order by President Pro Tem. ad interim Dean.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hopkins.
Bee.	Hudspeth.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Parr.
Dayton.	Robbins.
Dean.	Strickland.
Decherd.	Sulter.
Floyd.	Westbrook.
Harley.	Woodward.

Absent—Excused.

Bailey.	Johnson of Hall.
Gibson.	Johnston of Harris.
Hall.	McCollum.
Henderson.	Smith.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Excused.

Senator Johnston of Harris for today and tomorrow, on account of important business on motion of Senator Lattimore.

Senator Bailey for yesterday, today and the remainder of the week on account of important business on motion of Senator Bee.

Senator Gibson indefinitely on account of illness on motion of Senator Woodward.

Senators Hall, Johnson, McCollum, and Smith, indefinitely on account of important business on motion of Senator McNealus.

Committee Reports.

See Appendix.

Senate Bill No. 3.

Senator Dayton called up from the table and the Chair laid before the Senate on its second reading:

S. B. No. 3, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of the University of Texas,

including the Medical Branch at Galveston, Texas, and other expenses of maintaining and conducting the same for the two fiscal years beginning September 1, 1917, and ending August 31, 1919; repealing all laws or parts of laws in conflict herewith or covering the subject matter in whole or in part hereof; and declaring an emergency."

Senator Dayton moved that the amendment of Senator Suiter be first considered and the motion prevailed.

The following amendment was laid before the Senate:

Amend Senate Bill No. 3 by striking out all appropriations for "contingent fund" wherever this term occurs in the bill.

The amendment was read and on motion of Senator Dayton the same was tabled by the following vote:

Yeas—15.

Alderdice.	Harley.
Bee.	Hopkins.
Buchanan of Bell.	Hudspeth.
Buchanan of Scurry.	Lattimore.
Caldwell.	Page.
Dayton.	Robbins.
Dean.	Woodward.
Decherd.	

Nays—5.

Clark.	Suiter.
McNealus.	Westbrook.
Parr.	

Absent.

Floyd.	Strickland.
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Absent—Excused.

Bailey.	Johnson of Hall.
Gibson.	Johnston of Harris.
Hall.	McCollum.
Henderson.	Smith.

Senator Parr made the point of order that the roll call does not show a quorum present.

The Chair overruled the point of order, holding that twenty senators constitute a quorum.

The Chair laid before the Senate the amendment offered by Senator Parr on yesterday (see page 18 for amendment in full).

Senator Page offered the following amendment to the pending amendment:

Strike out the words "with some bank approved by the Board of Regents which will pay the highest rate

of interest on daily balances" and insert in lieu thereof the following "in the treasury of the State of Texas."

Senator McNealus moved that the amendment of Senator Parr and the amendment of Senator Page to the same be referred to a special committee to be redrafted.

The motion prevailed and the Chair appointed Senators Bee, Page and Lattimore as such committee, and instructed them to report this afternoon.

Recess.

At 11:40 o'clock, on motion of Senator McNealus, the Senate recessed until 3 o'clock today.

After Recess.

(Afternoon Session.)

The Senate was called to order by President Pro Tem. ad interim Dean.

Oath of Office Administered.

At the request of the Chair, Otto Ridgeway, Assistant Journal Clerk, and Miss Lovedy Adams, Enrolling Clerk of the Senate, appeared at the bar of the Senate and took the constitutional oath of office, administered by President Pro Tem. ad interim Dean.

Senate Bill No. 3.

(Pending.)

Action recurred upon the pending business, Senate Bill No. 3, the question being upon the amendment of Senator Parr as shown on page 18 of the Journal.

Senator Bee, for the special committee appointed this morning, offered the following report:

Senate Chamber,

Austin, Texas, August 9, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: Your committee to whom was referred the amendment to Senate Bill No. 3, by Senator Parr, together with the amendment to the

amendment offered by Senator Page have had the same under consideration and beg to report the following substitute for the amendment and the amendment to the amendment as follows:

Amend Senate Bill No. 3, Section 1, by adding after the word "collected" under the subhead University of Texas, the following, "as matriculation fees, dues and money from any source collected, shall be deposited in the State treasury."

And provided further that the appropriation for the Cactus, Texan or other student publications herein made shall not be effective unless the managers of said publications shall make full, complete and duly certified, itemized quarterly statements to the Board of Regents showing the amounts and sources of all sums of money collected for or on account of any and all of said publications and how expended, if expended, and the amount of the credit of each, and if from said reports it be shown that said appropriations or any of same or any part thereof be not reasonably necessary, then the same, or so much thereof as may not be necessary shall not be used.

BEE,
PAGE,
LATTIMORE,
Committee.

Senator McNealus offered an amendment to the special committee report.

Senator Bee made the point of order that the special committee report which is a substitute amendment can not be amended until substituted for the pending amendment.

The point of order was sustained.

The special committee report was adopted, thereby substituting same for the pending amendments of Senators Parr and Page.

Senator McNealus offered the following amendment to the pending amendment as substituted:

Amend the amendment by striking out all reference to the publications known as the Texan, the Cactus or other publications of private character issued by any persons or interests connected with the University of Texas.

Senator Decherd moved to table the amendment, and the motion prevailed by the following vote:

Yeas—13.

Bee.	Hopkins.
Buchanan of Bell.	Hudspeth.
Buchanan of Scurry.	Lattimore.
Caldwell.	Page.
Decherd.	Strickland.
Floyd.	Suiter.
Harley.	

Nays—9.

Alderdice.	McNealus.
Clark.	Parr.
Dayton.	Westbrook.
Dean.	Woodward.
Hall.	

Absent.

Gibson.	Robbins.
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Absent—Excused.

Bailey.	Johnston of Harris.
Henderson.	McCollum.
Johnson of Hall.	Smith.

Action then recurred upon the pending amendment as substituted, and the same was adopted.

Action then recurred upon the amendment offered on yesterday by Senator Lattimore, as follows:

Amend Senate Bill No. 3 by striking out Section 2 of said bill and by renumbering Section 3 as Section 2..

The substitute therefor, as follows, was withdrawn by its author, Senator Hopkins:

Amend the bill by striking out Section 2 and insert in lieu thereof the following:

"Sec. 2. Provided, however, that the amounts herein appropriated are intended to be appropriated for the same purpose specified on pages 109 to 126, inclusive, of the Acts of the First Called Session of the Thirty-fifth Legislature, and in case the amounts herein appropriated become available and are used for such purposes, then the amounts appropriated for such purposes at the First Called Session shall not be available."

Senator Lattimore then withdrew the amendment.

Senator McNealus offered the following amendment:

Amend Senate Bill No. 3 by striking out all appropriations provided for the Texan, the Cactus or other publications of private character in connection with the University of Texas.

Senator Lattimore moved to table the amendment, and the motion prevailed.

The bill was read second time and passed to engrossment.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 3 put on its third reading and final passage by the following vote:

Yeas—21.

Alderdice.	Hopkins.
Bee.	Hudspeth.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry	McNealus.
Caldwell.	Page.
Clark.	Parr.
Dean.	Robbins.
Decherd.	Strickland.
Gibson.	Suiter.
Hall.	Westbrook.
Harley.	

Absent.

Dayton.	Woodward.
Floyd.	

Absent—Excused.

Bailey.	Johnston of Harris.
Henderson.	McCollum.
Johnson of Hall.	Smith.

The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed by the following vote:

Yeas—24.

Alderdice.	Harley.
Bee.	Hopkins.
Buchanan of Bell.	Hudspeth.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Strickland.
Floyd.	Suiter.
Gibson.	Westbrook.
Hall.	Woodward.

Absent—Excused.

Bailey.	Johnston of Harris.
Henderson.	McCollum.
Johnson of Hall.	Smith.

Senator Hudspeth moved to reconsider the vote by which Senate Bill No. 3 was passed finally and table the motion to reconsider.

The motion to table prevailed.

Simple Resolution No. 19.

(By unanimous consent.)

Whereas, The Hon. John G. Willacy, a distinguished former member of this body, is now in the city; therefore be it

Resolved, That he be invited to address the Senate, and that the privileges of the floor be extended to him.

WESTBROOK.
HUDSPETH.

The resolution was read and adopted, and Senator Willacy addressed the Senate briefly.

Simple Resolution No. 20.

(By unanimous consent.)

Whereas, There is great need of three additional ceiling fans leading down the aisle from the Speaker's desk toward the front door; therefore be it

Resolved, That the Sergeant-at-Arms is hereby instructed to have three ceiling fans, similar to those we have, installed at once and expense of same be paid out of the contingent fund.

CLARK.

Adjournment.

At 5:06 o'clock p. m. the Senate, on motion of Senator McNealus, adjourned until 10 o'clock next Monday morning, August 13, 1917.

APPENDIX.

Enrolling Committee Report.

Committee Room,
Austin, Texas, Aug. 8, 1917.

Hon. W. L. Dean, President Pro Tem.
ad interim of the Senate.

Sir: Your Committee on Enrolled Bills beg leave to report that we have carefully compared Senate Bill No. 1, copy of which accompanies this report, and find the same correctly enrolled, and have this day at 5:25 o'clock p. m. presented same to the Governor for his approval.

HOPKINS, Acting Chairman.

By Caldwell.

S. B. No. 1.

An Act making appropriation of the sum of one hundred twenty-five thousand dollars, or so much thereof as may be necessary, to pay the contingent expenses of the Second Called Session of the Thirty-fifth Legislature of the State of Texas, convened August 1, 1917, by proclamation of the Governor, providing how accounts may be approved, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the sum of one hundred twenty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the contingent expenses of the Second Called Session of the Thirty-fifth Legislature of the State of Texas, convened August 1, 1917, by the proclamation of the Governor.

Sec. 2. The approval of the Chairman of the Committee on Contingent Expenses of the Senate, approved by the President of the Senate, or of the Chairman of the Committee on Contingent Expenses of the House of Representatives, approved by the Speaker of the House, shall be sufficient evidence to the Comptroller upon which he shall audit the claims and issue warrants, for the respective amounts, upon the State Treasurer.

Sec. 3. Whereas, the Second Called Session of the Thirty-fifth Legislature is in session and public policy requires the appropriation as set forth in Section 1 of this Act, therefore, an imperative public necessity exists that the constitutional rule requiring bills to be read on three several days in each house be suspended, and the same is hereby suspended, and that this Act take effect from and after its passage, and it is so enacted.

Engrossing Committee Report.

Committee Room,
Austin, Texas, Aug. 9, 1917.

Hon. W. L. Dean, President Pro Tem.
ad interim of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate

Bill No. 3, and find the same correctly engrossed.

ALDERDICE, Chairman.

SEVENTH DAY.

Senate Chamber,
Austin, Texas,
Monday, August 13, 1917.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem. Smith.

The roll was called, a quorum not being present, the following Senators answering to their names:

Alderdice.	Johnson of Hall.
Bailey.	Johnston of Harris
Buchanan of Scurry	Lattimore.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Westbrook.
Gibson.	Woodward.

Absent.

Caldwell. Strickland.

Absent—Excused.

Bee.	Hopkins.
Buchanan of Bell.	Hudspeth.
Clark.	McCollum.
Dayton.	McNealus.
Hall.	Page.
Harley.	Parr.
Henderson.	Suiter.

Adjournment.

There being no quorum, the Senate, at 10:05 o'clock a. m., on motion of Senator Dean, adjourned until 10 o'clock tomorrow morning.

EIGHTH DAY.

Senate Chamber,
Austin, Texas,
Tuesday, August 14, 1917.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem. Smith.

The roll was called, a quorum was not present, the following Senators answering to their names:

Alderdice.	Caldwell.
Bailey.	Floyd.
Buchanan of Scurry	Gibson.